

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

NESTLÉ PURINA PETCARE COMPANY,

Plaintiff/ Counterclaim Defendant,

v.

BLUE BUFFALO COMPANY LTD.,

Defendant/ Counterclaim Plaintiff.

Case No. 4:14-cv-859-RWS

**DECLARATION OF ADEEL A. MANGI IN SUPPORT OF BLUE BUFFALO'S  
OPPOSITION TO NESTLÉ PURINA'S MOTION TO QUASH,  
CROSS-MOTION TO COMPEL, OPPOSITION TO NESTLÉ PURINA'S MOTION TO  
SEAL, AND CROSS-MOTION TO CHANGE THE CONFIDENTIALITY  
DESIGNATION OF MATERIALS PRODUCED BY NESTLÉ PURINA**

I, Adeel Mangi, declare and state as follows:

1. I am a partner at Patterson Belknap Webb & Tyler LLP, counsel for Blue Buffalo Company Ltd. in this action. I am familiar with the prior proceedings in this case and with the facts and circumstances set forth below.

2. I submit this declaration in support of the Opposition of Blue Buffalo to Nestlé Purina's Motion to Quash the Deposition Subpoena to Dr. James Makowski and Cross-Motion to Compel Dr. Makowski's Deposition, and the Opposition of Blue Buffalo to Nestlé Purina's Motion to Seal and Cross-Motion to Change the Confidentiality Designation of Materials Produced by Nestlé Purina.

3. Copies of the following documents are attached as exhibits to this declaration:

**Exhibit 1:** Purina.com Homepage visited August 25, 2014

- Exhibit 2:** Nestlé Purina Facebook Page Excerpts
- Exhibit 3:** Declaration of David Luce, dated June 2, 2014
- Exhibit 4:** Document Requests in Connection with Blue Buffalo's Motion for Expedited Discovery
- Exhibit 5:** "Microscopic Analysis" by Windsor Laboratories dated January 6, 2014 (PUR001020-24) (Filed Under Seal)
- Exhibit 6:** StenoNotebook labeled "March 2014 Nestlé Petcare Study (PUR\_\_000257-336) (Filed Under Seal)
- Exhibit 7:** Unlabeled Chart Listing Blue Buffalo Products (PUR\_000337) (Filed Under Seal)
- Exhibit 8:** Letter from Steven A. Zalesin to Richard Assmus, dated August 1, 2014
- Exhibit 9:** Letter from Richard Assmus to Steven A. Zalesin, dated August 1, 2014
- Exhibit 10:** Letter from Richard Assmus to Adeel Mangi, dated August 25, 2014 (Filed Under Seal)
- Exhibit 11:** Blue Buffalo's Complaint and Exhibits

Executed on August 27, 2014

/s/ Adeel A. Mangi  
Adeel A. Mangi

**CERTIFICATE OF SERVICE**

I hereby certify that on August 27, 2014, I caused the foregoing to be served by email on the following counsel of record:

Carmine R. Zarlenga  
MAYER BROWN LLP  
1999 K Street  
Washington, DC 20006  
[czarlenga@mayerbrown.com](mailto:czarlenga@mayerbrown.com)

Richard M. Assmus  
MAYER BROWN LLP  
71 South Wacker Drive  
Chicago, Illinois 60606  
[rassmus@mayerbrown.com](mailto:rassmus@mayerbrown.com)

Kristine M. Young  
MAYER BROWN LLP  
71 South Wacker Drive  
Chicago, Illinois 60606  
[kyoung@mayerbrown.com](mailto:kyoung@mayerbrown.com)

David A. Roodman  
BRYAN CAVE LLP  
211 North Broadway #3600  
St. Louis, Missouri 63102  
[daroodman@bryancave.com](mailto:daroodman@bryancave.com)

By: /s/ Vivian Storm